IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
CRIMINAL APPLICATION NO.4871 OF 2005

Ammaiya Kumar Jha ...Applicant
Vs.
The State of Maharashtra ...Respondent

Mr. Subhash Jha for the Applicant.
Mr. K. V. Saste, A.P.P. for the Respondent.

CORAM : A.S.OKA, J.
DATED : AUGUST 02, 2005.

P.C.:

1. Not on board. Taken on board. Heard Advocate appearing for the Applicant and the learned A.P.P. for the State. The learned Additional Sessions Judge by order dated 16th July, 2005 directed that the Applicant be enlarged on bail on executing P.R.Bond of Rs.30,000/- with one or two sureties in the like amount.

2. It is submitted on behalf of the Applicant that the Applicant attempted to furnish surety of one Nandu Kadam which was not accepted by the learned Metropolitan Magistrate. It was submitted that it will be very difficult for the Applicant to procure a surety within a short time and therefore, time of four weeks may be granted to the Applicant to produce surety and in the meanwhile the Applicant may be ordered to be enlarged on bail subject to furnishing cash surety in sum of Rs.30,000/-. The Application is opposed by the learned A.P.P. by pointing out that at the most time of one weeks be granted in favour of the Applicant to produce the surety or sureties.

3. Considering the fact that the bail amount is fixed at Rs.30,000/-, reasonable time deserves to be granted to the Applicant to comply with the order dated 16th July, 2005. Considering the facts and circumstances of the case, time of fifteen days deserves to be granted to the Applicant. If the Applicant furnishes cash surety of Rs.30,000/- he may be enlarged on bail subject to complying with the condition imposed in order dated 16th July, 2005 within a period of fifteen days from today.

4. Hence, I pass the following order:

: O R D E R :

i) If the Applicant furnishes cash surety of Rs.30,000/-, he shall be enlarged on bail on the basis of the order dated 16th July, 2005 subject to condition of complying with condition imposed by the order dated 16th July, 2005 of furnishing one or two sureties within a period of fifteen days from today.

ii) The Application is disposed of accordingly.

iii) Parties to act upon an authenticated copy of this order.

JUDGE